

## Official Proceedings

July 3, 2018  
8:00 am

Chairman Elkin called the meeting of the Stark County Board of Commissioners to order. Commissioner Zander absent.

### Agenda

Chairman Elkin asked for any additions or deletions to the agenda. Stark County Weed Board was added.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Kuntz

To approve the agenda as presented with the changes.

**DISPOSITION:** Motion carried

### Minutes

The minutes of the June 5<sup>th</sup>, 2018 Board of County Commissioners meeting were presented.

**MOTION BY:** Commissioner Kuntz                      **SECOND BY:** Commissioner Hoff

To approve the minutes of the June 5<sup>th</sup>, 2018 Board of County Commission minutes as presented.

**DISPOSITION:** Motion carried

### Accounts Payable

**MOTION BY:** Commissioner Franchuk                      **SECOND BY:** Commissioner Hoff

To approve the accounts payable with the supplement as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

### Sheriff Oestreich

Sheriff Oestreich provided his monthly report which included the following:

- 934 calls for service were reported with 370 additional courtroom security hours.
- 139 criminal papers were received, 108 were served, and 8 were DNF/Returned;
- There were a total of 199.5 hours of overtime at a cost of \$6,076.62
- The arrest tally included 132 stops, 6 accidents, 82 citations, and 38 warnings for a total of 126;
- The Sheriff Sales and foreclosures received 8 executions, 3 Sheriff Sales, and revenue of \$1,509.15;
- The truck reg. program had a total of 1 stop with a total of \$0.00 in fines;
- 156 civil papers were received and 111 were served;
- Transports included 2 for other counties, 9 criminal, 15 daily court, 1 medical, 4 mental health, and 2 juveniles;
- The monthly income included \$3,384.03 for civil, \$16,689.22 for truck reg, \$130 for fingerprints, and \$0.00 for 24/7.

### Pledge of Assets

Ms. Betlaf presented the following pledge of assets with totals as of June 30, 2018:

- American Bank Center – Balance of \$40,798,929.26, Market Value of \$46,416,806.00, and pledging required amount of \$44,603,822.19;
- Dacotah Bank CD – Balance of \$100.00, Market Value of \$0.00, and pledging required of \$0.00;
- Dakota Community Bank – Balance of \$5,275,060.36, Market Value of \$8,846,479.20, and pledging required amount of 5,527,566.40;
- Bremer Bank CD – Balance of \$4,000,000, Market Value of \$4,150,000, and pledging required amount of \$4,125,000.
- Bank of the West – Balance of \$0.00.
- Western Cooperative Credit Union – Balance of \$0.00.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Kuntz

To approve the pledge of assets and depositories as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

### **Twin City Roofing**

Commissioner Kuntz presented a quote from Twin City Roofing in the amount of \$15,959.00 for the extension office building.

**MOTION BY:** Commissioner Kuntz                      **SECOND BY:** Commissioner Hoff

To approve the presented quote from Twin City Roofing in the amount of \$15,959.00 to be taken out of buildings and grounds.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

### **JPA – Veteran’s Service Office**

A Joint Powers Agreement was presented between Stark and Dunn Counties for Stark County to provide Veterans Services for Dunn County.

**MOTION BY:** Commissioner Franchuk                      **SECOND BY:** Commissioner Kuntz

To accept and authorize the Chairman’s signature on the presented joint powers agreement between Stark and Dunn Counties.

**DISPOSITION:** Motion carried

A Joint Powers Agreement was presented between Stark and Grant Counties for Stark County to provide Veterans Services for Grant County. Grant County will provide \$5,000 for 2018 and \$10,000 for 2019.

**MOTION BY:** Commissioner Kuntz                      **SECOND BY:** Commissioner Hoff

To accept and authorize the Chairman’s signature on the presented joint powers agreement between Stark and Grant Counties.

**DISPOSITION:** Motion carried

### **Board Appointments**

Ms. Betlaf presented Leo Aman for re-appointment to the Vector Control Board.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Franchuk

To re-appoint Leo Aman to the Vector Control Board as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

### **Road Superintendent - Al Heiser**

Mr. Heiser provided his monthly report to include a recommendation to reduce the speed of 37<sup>th</sup> St SW from 131<sup>st</sup> Ave SW to 132<sup>nd</sup> Ave SW to 35 mph.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Franchuk

To approve the decrease and posting of speed limit to 35 mph on the presented road.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

Mr. Heiser also presented a quote from RT Visions in the amount of \$2,100 for an additional module needed for cost tracking.

**MOTION BY:** Commissioner Kuntz                      **SECOND BY:** Commissioner Hoff

To accept the presented quote in the amount of \$2,100 and authorize the Chairman's signature.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

### **Zoning**

MSP 02-18 – Taitum James Hoodie is requesting a Minor Subdivision Plat of the Hoodie Subdivision located on a property in the NW ¼ of the SW ¼ of Section 10, Township 138, Range 97 containing approximately 5.35 acres. Planning and Zoning along with staff recommend approval.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Kuntz

To approve the minor subdivision plat as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

ZTA 01-18 – Proposed Amendments to Article II: Rules and regulations, Article V: Zoning District Regulations, and Article VI: Additional Provisions of the Stark County Zoning Ordinance as adopted on October 2, 2012 regarding medical marijuana compassion centers. Planning and Zoning along with Staff recommend approval with manufacturing centers being a conditional use permit.

**MOTION BY:** Commissioner Hoff                      **SECOND BY:** Commissioner Franchuk

To approve the amendments as presented.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

### **County Engineer – Justin Hyndman**

Mr. Hyndman provided the following monthly report:

- Green River Bridge Structure 45-123-3.0 Replacement – Swingen, 2018 Construction;
- 47<sup>th</sup> Street SW Structure 129-19.0 and 130-19.0 Replacement and 104<sup>th</sup> Ave SW Structure 128-25.0 Replacement – Shep's Welding, 2018 Construction;
- 35<sup>th</sup> Street SW Green River Bridge Low Water Crossing – Martin, 2018 Construction starting late July/early August;
- 119<sup>th</sup> Ave SW Structure 45-113-20.0 Replacement – Bid Nov. 9, 2018 thru the NDDOT, 2019 Construction;
- CMC4537 Structure 45-138-21 Replacement – Bid Nov. 13, 2020 thru the NDDOT, 2021 Construction;
- 112<sup>th</sup> Ave SW (30<sup>th</sup> to 32<sup>nd</sup>) – KLJ will complete wetland monitoring in June.

A memorandum of agreement was presented for signature on the BRO-0045(68) 199<sup>th</sup> Ave SW project for historical documentation.

**MOTION BY:** Commissioner Hoff

**SECOND BY:** Commissioner Kuntz

To authorize the Chairman's signature on the presented memorandum of agreement.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

Mr. Hyndman presented the report on cultural and environmental surveys for signature.

**MOTION BY:** Commissioner Franchuk

**SECOND BY:** Commissioner Hoff

To authorize the Chairman's signature on the presented surveys.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

### **Weed Department – Travis**

Commissioner Hoff requested a report on the Weed Board from Mr. Jepson. The report included the following highlights:

- Added a new rig and hired additional operating personnel;
- Fulfilled contract with the State of North Dakota by completing highways 8, 22, 85, and Interstate 94 and will revisit any areas if needed;
- Finished spraying all county roads west of Gladstone and currently have crew finishing what remains south of South Heart;
- Hosted a field day for collection of leafy spurge flea beetles on land owned by Arnie Binek on June 22<sup>nd</sup> which had 22 land owners participate and collected over 300,000 beetles;
- Chemical cost share amount was increased to 70%;
- Will host project safe send on July 16<sup>th</sup>.

### **Scul**

Mr. Cockeram presented the final project closeout along with a final change order which will reduce the final bill by \$2,100.36.

**MOTION BY:** Commissioner Hoff

**SECOND BY:** Commissioner Kuntz

To authorize the Chairman's signature on the presented change order 017.

**DISPOSITION:** Roll call vote. All voted aye. Motion carried

### **Jeremy Wood**

Mr. Wood provided the following monthly report:

- CBP-0045(17)01 119<sup>th</sup> Ave SW Box Culvert northwest of Dickinson – The bid opening was held February 6, 2018 with Martin Construction the low bidder at \$142,530.00. Construction began on April 23 and is 100% complete. Pay estimate #2 (Final) in the amount of \$2,561.75 is recommended for payment.
- CBP-0045(16)05 99<sup>th</sup> Ave SW Box Culvert southeast of Lefor – The bid opening was held December 5, 2017 with Martin Construction the low bidder at \$212,822.00. Construction is expected in the 2018 construction season.
- CBP-0045(15)02 and CBP-0045(15)03 47<sup>th</sup> St Box Culverts southwest of Richardton – The bid opening was held May 1, 2018 with Edward H Schwartz Construction the low bidder at \$421,624.00. The box culvert shop drawings have been approved. Construction is expected in the 2018 construction season.

- 34<sup>th</sup> St from ND 22 west 2 miles – The project consists of minor grading, graveling, and paving. We are considering bidding the project as two separate projects – one grading and one paving project. The design is nearly complete for the grading and we are in the process of obtaining temporary easements from landowners to proceed with an August bid opening date. The paving portion would be bid later in the year for 2019 construction. We will continue to coordinate with Supt. Heiser on the project details in preparation of the August bid opening date. Approximately one-fourth of the project lies within city limits.
- 30<sup>th</sup> St from ND 22 east 3.1 miles – Begun project development to regrade approximately 3 miles of 30<sup>th</sup> Street (along the County line) east of ND 22 to correct steep in slopes and provide added sight distance. This potential project would be a joint project between Stark and Dunn Counties and planned for 2019 construction if approved by both counties.
- Hydrology Study and 404 Permit Application – Have completed a hydrology study and 404 permit application for an existing bridge located on 84<sup>th</sup> Ave SW northeast of Richardton. The Army Corps of Engineers has reviewed the application and requested a field archaeological report to be complete as part of the approval process. The report is complete but has not been approved by the Corps of Engineers at this time.

#### **Alan Fehr – Patterson Lake Task Force**

Mr. Fehr provided a handout on the Patterson Lake Project on behalf of the Patterson Lake Task Force. They are currently seeking funding in the amount of \$200,000 from the Bush Foundation to use for additional studies. Mr. Fehr requested a letter of support from Stark County for the project. The State's Attorney's office will compose the letter.

#### **Best Friends Mentoring – Kris Fehr**

Board Member Chase Breitbach provided an overview of mentoring services for at-risk youth, discussed activities they are involved in, and thanked the Commission for their contributions.

Ms. Fehr presented a 2019 budget request in the amount of \$12,000.

**MOTION BY:** Commissioner Hoff

**SECOND BY:** Commissioner Kuntz

To adjourn the meeting.

**DISPOSITION:** Motion carried

---

Kay Haag, Auditor

---

Jay Elkin, Chairman